

The document listed in this Information Disclosure Statement is a communication (Notification of Reasons for Refusal) issued by the Japanese Patent Office on March 30, 2010, in a counterpart Japanese application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

A copy of the listed non-patent literature document is attached.

Applicant respectfully requests that the Examiner consider the listed document and indicate that it was considered by making an appropriate notation on the attached form.

Applicant provides an English language translation of the Notification of Reasons for Refusal issued by the Japanese Patent Office.

Applicant notes that the four Japanese publications listed and discussed in the Notification were previously cited and provided to the Patent Office. JP 2002-083884 and JP 8-125148 were filed with the Information Disclosure Statement filed July 3, 2003, and JP 2001-274367 and JP 11-177066 were filed with the Information Disclosure Statement filed January 11, 2007. Since these documents have already been cited and provided to the Patent Office, they are not listed on the attached Form nor are copies submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claims in the application and Applicant determines that the cited document does not constitute "prior art" under United States law, Applicant reserves the right to

present to the office the relevant facts and law regarding the appropriate status of the document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.


Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: _____

6/3/10

By: _____


Richard V. Burgujian
Reg. No. 31,744
(202) 408-4000